IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

FRIDAY, THE 17TH AUGUST 2007 / 26TH SRAVANA 1929

WP(C).No. 37294 of 2003(M)

PETITIONER:

THE MANAGER, SREE KRISHNA HIGH SCHOOL,
MATTATHUR, THRISSUR DISTRICT.

BY ADV. SRI.KURIAN GEORGE KANNAMTHANAM

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY
SECRETARY, GEN.EDN.DEPT.GOVT.SECRETARIAT,
TRIVANDRUM.

2. THE DEPUTY DIRECTOR OF EDUCATION,
THRISSUR.

BY SPL.GOVERNMENT PLEADER SRI.C.T.RAVIKUMAR.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 17/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX:

PETITIONER'S EXHIBITS:

EXT.P1- COPY OF G.O.(MS) NO.107/2000/G.EDN.DT.30-3-2000 OF THE GENERAL EDUCTION (T) DEPARTMENT.

EXT.P2- COPY OF ORDER DATED 27-7-2001 IN CMP.2696/01 IN W.A.1159/01 OF THIS HON'BLE COURT.

EXT.P3- COPY OF ORDER DATED 8-4-2002 IN CMP.1727/02 IN CMP.6128/01 IN WA.2796/01 OF THIS HON'BLE COURT.

EXT.P4-COPY OF RELEVANT PORTION OF ORDER DATED 11-4-2002 IN CMPS.1727/02 IN CMP.6128/01 IN WA.2798/01 OF -DO-.

EXT.P5- COPY OF GOVT.ORDER G.O.(MS) NO.111/2002/G.EDN. DATED 18-5-2002 OF THE GENERAL EDN. (T) DEPARTMENT.

EXT.P6- COPY OF ORDER DATED 13-6-2007 OF GENERAL EDUCATION (P) DEPARTMENT.

H.L.DATTU, C.J. & K.T.SANKARAN, J.

W.P.(C).No.37294 of 2003-M

Dated this the 17th day of August, 2007.

J U D G M E N T

H.L.Dattu, C.J.

The writ petitioner is before this court, seeking the following reliefs:

> *"i). To issue a writ of mandamus or other appropriate order or direction to direct the Ist respondent to grant "Plus Two" to the petitioner's school without any further delay, at least from 2004-05 onwards.*
>
> *ii). To issue a writ of mandamus or other appropriate order or direction to direct the Ist respondent to pass final orders in the matter of grant of Plus Two to pass school, without any further delay."*

(2). During the pendency of the writ petition, the respondents have come out with a Government Order dated 13-06-2007. In the said order, the Government have prescribed certain conditions for grant of Plus Two Schools in the existing schools. If, for any reason, the petitioner is aggrieved by the said order, he can file appropriate writ petition before this court.

(3). In view of the above, the writ petition is disposed of. Liberty is reserved to the petitioner to question the correctness or otherwise of the order dated 13-6-2007 issued by the State Government, if he so desires. The contentions of both the parties are kept open.

(4). In view of the order passed in the writ petition, I.A.No.9198 of 2007 is

rejected.

Ordered accordingly.

(H.L.DATTU)
CHIEF JUSTICE

(K.T.SANKARAN)
JUDGE

MS